

Amend Den 301.01(a), effective 3/9/07 (Doc #8838), to read as follows:

Den 301.01 Application for Dental Hygiene Licensure.

(a) Each applicant for a license to practice dental hygiene in the state of New Hampshire shall print or type on the "Dental Hygienist Application for Licensure" form:

- (1) His or her name;
- (2) His or her date of birth;
- (3) His or her place of birth;
- (4) His or her social security number;
- (5) Any other name by which the applicant has been known;
- (6) His or her current business and residential addresses and telephone numbers;
- (7) His or her educational background, including:
 - a. The name of the high school attended with date of graduation; and
 - b. The name of the school of dental hygiene attended with date of graduation;
- (8) Whether the applicant has taken and passed the examinations of the:
 - a. National Board of Dental Examiners: and
 - b. Northeast Regional Board or other regional board with a score of 75% or higher on every part, including clinical procedure components.
- (9) A listing of all places where the applicant has possessed a license to practice dental hygiene, with dates and the names of the supervising dentists by whom employed;
- (10) Whether the applicant:
 - a. Has been convicted of a felony, misdemeanor, or driving under the influence of alcohol or drugs which has not been annulled;
 - b. Has been convicted of illegally practicing dental hygiene;
 - c. Has been denied dental hygiene licensure;
 - d. Possessed a dental hygiene license that has been subjected to disciplinary action; or
 - e. Has investigations or disciplinary actions pending against the applicant's dental hygiene license;

(11) Whether the applicant has a physical or mental illness or addiction which impairs the applicant's ability to practice dental hygiene;

(12) A listing of the dental continuing education courses taken during the last 2 years;

(13) At least 2 certifications of good professional character, at least one of which shall be signed by a licensed dentist in good standing if the applicant has previous dental employment; and

(14) Certification of graduation by the dean or registrar of the school of dental hygiene granting the applicant a degree.

Amend Den 301.02(a), effective 3-9-07 (Doc #8838), to read as follows:

Den 301.02 Application for Dental Licensure.

(a) Each applicant for a license to practice dentistry in the State of New Hampshire shall print or type on the "Dentist Application for Licensure" form:

- (1) His or her name;
- (2) His or her date of birth;
- (3) His or her place of birth;
- (4) His or her social security number;
- (5) Any other name by which the applicant has been known;
- (6) His or her current business and residential addresses and telephone numbers;
- (7) His or her educational background, including:
 - a. The name of the high school attended with date of graduation;
 - b. The names of the colleges attended;
 - c. The date of graduation and degree, if any;
 - d. The names of the dental schools attended;
 - e. The dates of attendance and graduations;
 - f. The types of post graduate dental programs completed; and
 - g. The certificates or degrees, if any;
- (8) Current professional status;

(9) Whether the applicant has taken and passed the examinations of the National Board of Dental Examiners, and one of the following with a score of 75% or higher on each part:

- a. The Northeast Regional Board; or
- b. The written part of the Northeast Regional Board with other regional boards;

(10) A listing of all places where the applicant has possessed a license to practice dentistry;

(11) Whether the applicant:

- a. Has been convicted of a felony, misdemeanor, or driving under the influence of alcohol or drugs which has not been annulled;
- b. Has been convicted of the illegal practice of dentistry;
- c. Has been denied dental licensure;
- d. Possessed a dental license that has been subject to disciplinary action;
- e. Has investigations or disciplinary actions pending against the applicant's dental license;
- f. Has been the subject of malpractice judgments; or
- g. Has had hospital privileges rescinded;
- h. Has had a DEA license sanctioned or voluntarily surrendered.

(12) Whether the applicant has a physical or mental illness or addiction which impairs the applicant's ability to practice dentistry;

(13) A listing of the dental continuing education courses taken during the last 2 years;

(14) At least 3 certifications of good professional character, with at least 2 of which shall be signed by a licensed dentist in good standing, if the applicant has previous dental employment; and

(15) Certification of graduation by the dean or registrar of the dental college granting the applicant a degree.

Amend Den 301.03, effective 3/9/07 (Doc #8838), by inserting paragraph (e) to read as follows

(e) A temporary license shall be valid for one year or the length of an educational program or research project, whichever occurs first.

Amend Den 302.05(r), effective 3/9/07 (Doc #8838), to read as follows:

(r) The following shall apply to the administration of local anesthesia:

(1) A dental hygienist qualified in local anesthesia shall:

- a. Administer local anesthesia only under the direct supervision of a dentist; and
- b. Display at his or her place of practice proof of anesthesia qualification approved by the board.

(2) Any hygienist graduating from an American Dental Association accredited school of dental hygiene shall comply with (q) above if a local anesthesia course meeting the foregoing requirements was not part of the school curriculum; and

(3) A dental hygienist who has qualified to administer local anesthesia in another jurisdiction may qualify for endorsement by the board to perform that function by presenting written documentation of training equivalent to (q) above and a letter from a supervising dentist attesting to the hygienist's experience administering local anesthesia within the previous 2 years.

(4) Students enrolled in an American Dental Association accredited school of dental hygiene, who have passed a local anesthesia course as part of the school curriculum, shall not be in violation of this rule if they administer local anesthesia as part of a dental hygiene examination.

Amend Den 302.05 (v), effective 3-9-07 (Doc #8838), to read as follows:

(v) The following shall apply to in-office bleaching:

(1) Any dental assistant other than a graduate or certified dental assistant shall have at least 2000 hours in clinical dental assisting in order to qualify to take a course in in-office whitening; and

(2) Any [dental hygienist or]dental assistant qualified in in-office whitening shall perform this service only under the direct supervision of a licensed dentist.

(3) Any dental hygienist qualified in in-office whitening shall perform this service under the direct or indirect supervision of a licensed dentist.

Amend Den 304.02(a), effective 3-9-07 (Doc #8838), to read as follows:

(a) Unless practicing in a hospital or New Hampshire licensed ambulatory surgical facility, no dentist shall use general anesthesia, deep sedation or conscious sedation on an outpatient basis for dental patients except as follows:

- (1) Such dentist shall possess a permit of authorization issued by the board;
- (2) Such permit shall be subject to review and shall be renewed every 2 years at the same time as biennial registration for the practice of dentistry;
- (3) A permit shall not be required when nitrous oxide/oxygen is used alone to produce anxiolysis; and
- (4) Nitrous oxide/oxygen equipment shall have fail-safe features and oxygen flow control which meet federal drug administration standards.

Amend Den 401.01(b), effective 3/9/07 (Doc #8838), to read as follows:

(b) A dental assistant shall perform the following duties under direct supervision, as defined Den 101.10 and arranged by degree of supervision in Den 302.02:

- (1) Retract a patient's cheek, tongue or other oral tissues during a dental operation;
- (2) Assist with the placement or removal of a rubber dam and accessories used for its placement and retention, as directed by an operating dentist during the course of a dental operation;
- (3) Remove such debris as is normally created or accumulated during the course of treatment being rendered by a licensed dentist by the use of vacuum devices, compressed air, mouth washes and water; and
- (4) Place cotton rolls and topical anesthesia prior to delivery of local anesthesia by a dentist or dental hygienist.

Amend Den 403.07(f)(2), effective 3-9-07 (Dec #8838), to read as follows:

- (2) Audio-visual programs which require the successful completion of a written examination by the licensee to be scored by the provider of such programs; or

Amend Den 403.07, effective 3-9-07 (Doc #8838), by inserting paragraph (h) to read as follows:

- (h) A licensee shall receive no continuing education credits for voluntary services.

Amend Den 403.07, effective 3-9-07 (Doc #8838), by inserting paragraph (i) to read as follows:

(i) Dentists and dental hygienists licensed in New Hampshire shall report to the board sanctions and stayed probations administered by other state dental boards or the DES within 30 days.

Amend Den 501.01(f), effective 3-9-07 (Doc #8838), to read as follows:

(f) A dentist shall inform the board in writing within 20 days of patient mortality associated with dental treatment. The mortality report shall meet the requirements of Den 304.02(j).